

Continuation of U.S.S.N. 10/211,215  
Filed: November 12, 2003  
**PRELIMINARY AMENDMENT**  
Express Mail Label No.: EL 717 747 224 US  
Date of Deposit: November 12, 2003

**In the claims**

Please amend the claims as follows:

1-15. (canceled)

16. (new) Dry microparticles having a size range of between 0.5 and ten microns comprising a drug to be delivered by inhalation, wherein the microparticles are formed of a material releasing drug at a pH of greater than 6.0, wherein the material is selected from the group consisting of proteins, mixed amino acids, polysaccharides, lipids and surface active agents.

17. (new) The dry microparticle of claim 16 wherein the material is a surface active agent or surfactant.

18. (new) The dry microparticle of claim 16 wherein the material is a lipid.

19. (new) The dry microparticle of claim 16 wherein the proteins are hydrophilic proteins.

20. (new) The dry microparticle of claim 16 wherein the proteins are hydrophobic proteins.

21. (new) The dry microparticle of claim 16 wherein the polysaccharides are selected from the group consisting of aliginate and chitosan.

Continuation of U.S.S.N. 10/211,215  
Filed: November 12, 2003  
**PRELIMINARY AMENDMENT**  
Express Mail Label No.: EL 717 747 224 US  
Date of Deposit: November 12, 2003

22. (new) A cartridge for insertion into an inhaler comprising dry microparticles having a size range of between 0.5 and ten microns comprising a drug to be delivered by inhalation, wherein the microparticles are formed of a material releasing drug at a pH of greater than 6.0, wherein the material is selected from the group consisting of proteins, mixed amino acids, polysaccharides, lipids and surface active agents.